



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION
312 North Spring Street, Room G-8
Los Angeles, CA 90012
Tel: (213) 894-3535

SOUTHERN DIVISION
411 West Fourth Street, Suite 1053
Santa Ana, CA 92701-4516
(714) 338-4750

EASTERN DIVISION
3470 Twelfth Street, Room 134
Riverside, CA 92501
(951) 328-4450

SHERRI R. CARTER
District Court Executive and
Clerk of Court

November 30, 2007

Clerk, United District Court
Northern District Of California
Phillip Burton United States
Courthouse, 16th Floor
450 Golden Gate Avenue
San Francisco, CA 94102-3434

Re: Transfer to U.S. Magistrate Judge

Case No. 07-1980 M

Case Title: USA v. Rudolph Kermit King

FILED
DEC 18 2007
RICHARD J. CLARK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO

CR-07-00746-JW

Dear Sir/Madam:

Pursuant to Rule 40 of the Federal Rules of Criminal Procedure, enclosed are the following:

- ☒ Certified copy of entire case file.
- ☒ Certified copy of docket sheet
- ☐ Letter re status of property bond
- ☐ Original bond enclosed
 - ☐ Original bond to be forwarded by the Fiscal Section
- ☒ Certified copy of final commitment
- ☐ Original Passport
- ☐ Original Declaration re: Passport
- ☒ Other NFPV document #9

Please acknowledge receipt on the copy of this letter and return to this office.

Sincerely,

Clerk, U.S. District Court

By M. WARREN
Deputy Clerk 213-894-8288

cc: U.S. Attorney (Central District of California)
U.S. Attorney (Receiving district)

Receipt of the above-described documents is acknowledged herewith and assigned case number:

Clerk, U.S. District Court

Date

By
Deputy Clerk

FILED

2007 NOV 16 PM 1:56

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CASE NUMBER

07-1980M

PLAINTIFF(S)

v.

RUDOLPH KING

DEFENDANT(S)

AFFIDAVIT RE
OUT-OF-DISTRICT WARRANT

The above-named defendant was charged by: Complaint
in the Northern District of California on 11/16/07
at ☐ a.m. / ☐ p.m. The offense was allegedly committed on or about
in violation of Title 18 U.S.C., Section(s) 287
to wit: False Claims

A warrant for defendant's arrest was issued by: Mag. Judge Zimmerman

Bond of \$ No Bail was ☐ set / ☐ recommended.

Type of Bond:

Relevant document(s) on hand (attach):

I swear that the foregoing is true and correct to the best of my knowledge.

Sworn to before me, and subscribed in my presence on 11/16/07, by

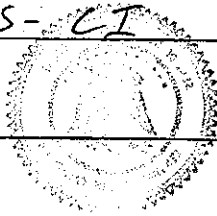
Donna Marie Perez, Deputy Clerk.

Signature of Agent

Print Name of Agent

Agency

CR-52 (05/98)



Special
Title

AFFIDAVIT RE OUT-OF-DISTRICT WARRANT

DEPUTY CLERK

FILED

2007 NOV 16 PM 1:56

CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELESBY: UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

PLAINTIFF

v.

RUDOLPH KING

DEFENDANT(S).

CASE NUMBER

07-1980M

REPORT COMMENCING CRIMINAL
ACTION

TO: CLERK'S OFFICE, U. S. DISTRICT COURT

All items are to be completed. Information not applicable or unknown will be indicated as "N/A".

1. Date and time of arrest 11/16/07 8:53 ☒ AM / ☐ PM

2. Charges under which defendant has been booked at Metropolitan Detention Center (MDC):

~~None~~ 18 5 2873. Offense charged is a: ☒ Felony ☐ Minor Offense ☐ Petty Offense ☐ Other Misdemeanor4. U.S. Citizen: ☐ Yes ☒ No ☐ Unknown5. Year of Birth: 19686. The defendant is: ☒ Presently in custody on this charge.
☐ At liberty on bond posted before a Magistrate Judge.
☐ At liberty and warrant is requested.
☐ Federal - In custody on another conviction.
☐ State - In custody awaiting trial on these charges.

7. Place of detention (if out-of-district): _____

8. Date detainer placed on defendant: _____

9. This is a reprosecution of previously dismissed charges. (Docket/Case No. _____)

10. Name of Pretrial Services Officer: DUTY

11. Remarks (if any): _____

12. Date: 11/16/0713. Signature: 14. Name: Juan Sgavabra15. Title: Special Agent

Case 2:07-mj-01980-DUTY UNITED STATES DISTRICT COURT 11/16/2007 Page 1 of 1
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

Western Division

vs.

Case Number: 2:07-MJ-01980

Out of District Affidavit

Initial App. Date: 11/16/2007

Initial App. Time: 3:00 PM

Rudolph Kermit King

Defendant.

Date Filed: 11/16/2007

Violation: 18:287

CourtSmart:

11-16-07

PROCEEDINGS HELD BEFORE UNITED STATES
MAGISTRATE JUDGE: Rosalyn M. ChapmanCALENDAR/PROCEEDINGS SHEET
LOCAL/OUT-OF-DISTRICT CASE

PRESENT:

Kimberly Carter

None

Deputy Clerk

Dorothy McLaughlin
Assistant U.S. Assistant

Interpreter/Language

☒ Defendant informed of charge and right to: remain silent; appointment of counsel, if indigent; right to bail; bail review and
☐ preliminary hearing OR ☒ removal hearing / Rule 20.☒ Defendant states true name ☒ is as charged ☐ is _____☒ Defendant advised of consequences of false statement in financial affidavit. ☐ Financial Affidavit ordered SEALED.☒ Attorney: Anthony Eaglin, DFPD ☒ Appointed ☐ Prev. Appointed ☐ Poss. Contribution (see separate order)☐ Special appearance by: _____☒ Government's request for detention is: ☐ GRANTED ☐ DENIED ☐ WITHDRAWN ☒ CONTINUED☐ Defendant is ordered: ☐ Permanently Detained ☐ Temporarily Detained (see separate order).☐ BAIL FIXED AT \$ _____ (SEE ATTACHED COPY OF CR-1 BOND FORM FOR CONDITIONS)☐ Government moves to UNSEAL Complaint/Indictment/Information/Entire Case: ☐ GRANTED ☐ DENIED☐ Preliminary Hearing waived.☐ Class B Misdemeanor ☐ Defendant is advised of maximum penalties☐ This case is assigned to Magistrate Judge _____ Counsel are directed to contact the clerk for the setting of all further proceedings.☐ PO/PSA WARRANT ☐ Counsel are directed to contact the clerk for District Judge _____ for the setting of further proceedings.☐ Preliminary Hearing set for _____ at 4:30 PM☐ PIA set for: _____ at 8:30 AM in LA; at 3:00 PM in Riverside; at 10:00 AM in Santa Ana☐ Government's motion to dismiss case/defendant _____ only: ☐ GRANTED ☐ DENIED☐ Defendant's motion to dismiss for lack of probable cause: ☐ GRANTED ☐ DENIED☐ Defendant executed Waiver of Rights. ☐ Process received.☐ Court ORDERS defendant Held to Answer to _____ District of _____☐ Bond to transfer, if bail is posted. Defendant to report on or before _____☐ Warrant of removal and final commitment to issue.☐ Warrant of removal and final commitment are ordered stayed until _____☒ Case continued to (Date) 11/21/07 (Time) 11:00 AM/PMType of Hearing: Detention Hearing Before Judge Chapman Duty Magistrate Judge.Proceedings will be held in the ☐ Duty Courtroom ☒ Judge's Courtroom 23-3rd Floor☒ Defendant committed to the custody of the U.S. Marshal ☐ Summons: Defendant ordered to report to USM for processing.☐ Abstract of Court Proceeding (CR-53) issued. Copy forwarded to USM.☐ Abstract of Order to Return Defendant to Court on Next Court Day (M-20) issued. Original forwarded to USM.☐ RELEASE ORDER NO: _____☐ Other: _____☐ PSA☐ FINANCIAL☐ READY

Deputy Clerk Initials

: KC
10/11/07

THOMAS P. O'BRIEN
 United States Attorney
 CHRISTINE C. EWELL
 Assistant United States Attorney
 Chief, Criminal Division
 DOROTHY R. MCLAUGHLIN (Cal. SBN: 229453)
 Assistant United States Attorney
 General Crimes Section

12 00 United States Courthouse
 312 North Spring Street
 Los Angeles, California 90012

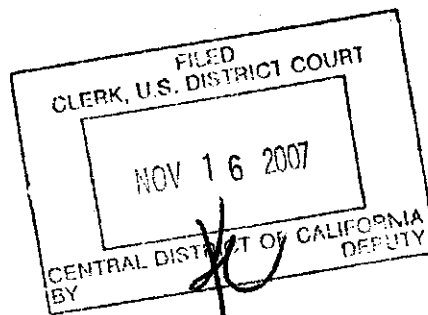
Telephone: (213) 894-2262 4138

Facsimile: (213) 894-0141

E-mail: ~~rodrigo.castro-silva@usdoj.gov~~

dorothy.mclaughlin@usdoj.gov

Attorneys for Plaintiff
 United States of America



UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
 Plaintiff,

v.

Case No. 07 MJ 1980

GOVERNMENT'S NOTICE OF REQUEST
 FOR DETENTION

RUDOLPH HERMET KING
 Defendant.
aka Klever Rosales

Plaintiff, United States of America, by and through its
 counsel of record, hereby requests detention of defendant and gives
 notice of the following material factors:

1. Temporary 10-day Detention Requested (§ 3142(d))

on the following grounds:

a. present offense committed while defendant was on
 release pending (felony trial), (sentencing),
 (appeal), or on (probation) (parole); or

1 ___ b. defendant is an alien not lawfully admitted for
2 permanent residence; and

3 ___ c. defendant may flee; or

4 ___ d. pose a danger to another or the community.

5 x 2. Pretrial Detention Requested (§ 3142(e)) because no
6 condition or combination of conditions will
7 reasonably assure:

8 X a. the appearance of the defendant as required;

9 ___ b. safety of any other person and the community.

10 ___ 3. Detention Requested Pending Supervised
11 Release/Probation Revocation Hearing (Rules
12 32.1(a)(6), 46(d), and 18 U.S.C. § 3143(a)):

13 ___ a. defendant cannot establish by clear and
14 convincing evidence that he/she will not pose a
15 danger to any other person or to the community;

16 ___ b. defendant cannot establish by clear and

17 convincing evidence that he/she will not flee.

18 ___ 4. Presumptions Applicable to Pretrial Detention (18
19 U.S.C. § 3142(e)):

20 ___ a. Title 21 or Maritime Drug Law Enforcement Act
21 ("MDLEA") (46 U.S.C. App. 1901 et seq.) offense
22 with 10-year or greater maximum penalty
23 (presumption of danger to community and flight
24 risk);

25 ___ b. offense under 18 U.S.C. §§ 924(c), 956(a), 2332b,
26 or 2332b(g)(5)(B) with 10-year or greater maximum
27 penalty (presumption of danger to community and
28

1 flight risk);

2 _____ c. offense involving a minor victim under 18 U.S.C.

3 §§ 1201, 1591, 2241, 2242, 2244(a)(1), 2245,

4 2251, 2251A, 2252(a)(1)-(a)(3), 2252A(a)(1)-

5 2252A(a)(4), 2260, 2421, 2422, 2423 or 2425

6 (presumption of danger to community and flight

7 risk);

8 _____ d. defendant currently charged with an offense

9 described in paragraph 5a - 5e below, AND

10 defendant was previously convicted of an offense

11 described in paragraph 5a - 5e below (whether

12 Federal or State/local), AND that previous

13 offense was committed while defendant was on

14 release pending trial, AND the current offense

15 was committed within five years of conviction or

16 release from prison on the above-described

17 previous conviction (presumption of danger to

18 community).

19 X 5. Government Is Entitled to Detention Hearing

20 Under § 3142(f) If the Case Involves:

21 _____ a. a crime of violence (as defined in 18 U.S.C.

22 § 3156(a)(4)) or Federal crime of terrorism (as

23 defined in 18 U.S.C. § 2332b(g)(5)(B)) for which

24 maximum sentence is 10 years' imprisonment or

25 more;

26 _____ b. an offense for which maximum sentence is life

27 imprisonment or death;

- 1 ___ c. Title 21 or MDLEA offense for which maximum
2 sentence is 10 years' imprisonment or more;
3 ___ d. any felony if defendant has two or more
4 convictions for a crime set forth in a-c above or
5 for an offense under state or local law that
6 would qualify under a, b, or c if federal
7 jurisdiction were present, or a combination or
8 such offenses;
9 ___ e. any felony not otherwise a crime of violence that
10 involves a minor victim or the possession or use
11 of a firearm or destructive device (as defined in
12 18 U.S.C. § 921), or any other dangerous weapon,
13 or involves a failure to register under 18 U.S.C.
14 § 2250;
15 * ___ f. serious risk defendant will flee;
16 ___ g. serious risk defendant will (obstruct or attempt

17 to obstruct justice) or (threaten, injure, or
18 intimidate prospective witness or juror, or
19 attempt to do so).

- 20 ___ 6. Government requests continuance of ___ days for
21 detention hearing under § 3142(f) and based upon the
22 following reason(s):

23 _____
24 _____
25 _____

26 //

27 //

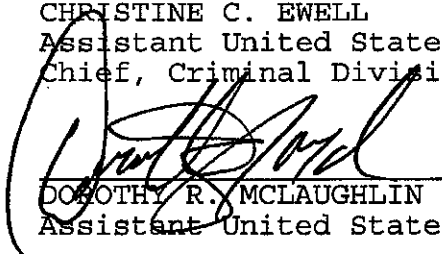
7. Good cause for continuance in excess of three days exists in that:

DATED: 11/16/07

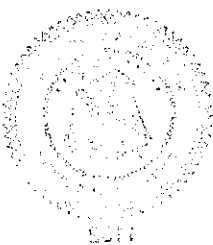
Respectfully submitted,

THOMAS P. O'BRIEN
United States Attorney

CHRISTINE C. EWELL
Assistant United States Attorney
Chief, Criminal Division


DOROTHY R. MCLAUGHLIN
Assistant United States Attorney

Attorneys for Plaintiff
UNITED STATES OF AMERICA



RECEIVED
U.S. DISTRICT COURT
DISTRICT OF COLUMBIA
NOV 20 2007
CLERK OF COURT

P-Send

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,

PLAINTIFF

CASE NUMBER

07-1980 M

Randolph Kermit King
v.
Chapman

DEFENDANT.

ABSTRACT OF COURT PROCEEDING

TO: UNITED STATES MARSHAL AND/OR WARDEN, METROPOLITAN DETENTION CENTER:

You are hereby notified that the Honorable Chapman
☐ United States District Judge ☒ United States Magistrate Judge, has this date 1-10 minute call w/in the U.S.
 federal prisoner be: ☐ ordered ☐ recommended that the above-named

☒ Allowed to make ☒ social ☐ legal telephone call(s) at prisoner's own expense;
☐ forthwith ☒ as soon as possible ☐ as requested, at suitable times

☐ Allowed social visits ☐ Dressed in civilian clothing for court appearances

☐ Housed or designated to ☐ MDCLA ☐ Other _____

☐ Provided with a medical examination and/or medical treatment for _____

A report regarding this examination/treatment is to be submitted to the court on or before _____

☐ Provided with a psychiatric/psychological examination. A report regarding this examination/treatment is to be submitted to the court on or before _____

☐ Provided with dental treatment. A report regarding this examination/treatment is to be submitted to the court on or before _____

☐ Other _____

Dated: 11-16-07

CLERK U.S. DISTRICT COURT

By: K. Carter

Deputy Clerk

RETURN TO CLERK'S OFFICE☐ Western Division-Los Angeles☐ Southern Division-Santa Ana☐ Eastern Division-Riverside

This abstract was received on _____

☐ The aforementioned order(s) were or will be complied with on: _____

☐ The aforementioned order(s) were not complied with for the following reasons: _____

Name (Print) _____

Title _____

Signature _____

cc: ☒ MDC, ☒ Cell block

AO 442 (Rev. 5/93) Warrant for Arrest

FILED
United States District Court
 Northern District of California

2007 NOV 16 PM 1:56

**SEALED
 BY COURT ORDER**

UNITED STATES OF AMERICA,

V.

CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.**WARRANT FOR ARREST**

BY

Rudolph Kermit King, a.k.a. Klever Rosales

Case Number:

4-07-70684To: The United States Marshal
and any Authorized United States Officer**07-1980M****WDB**YOU ARE HEREBY COMMANDED to arrest Rudolph Kermit King a.k.a. Klever Rosales

and bring him or her forthwith to the nearest magistrate judge to answer a(n)

☐ Indictment ☐ Information ☒ Complaint
☐ Order of Court ☐ Violation Notice ☐ Probation Violation Petition

charging him or her with presenting a claim to the United States Treasury Department against the United States for payment which he knew to be false, fictitious, or fraudulent by preparing and causing to be prepared a letter with attachments including a U.S. Corporation Income Tax Return, Form 1120; a Claim for Refund and Request for Abatement, Form 843; and a money order, which were presented to the United States Treasury Department, through the Internal Revenue Service, wherein he claimed a refund of taxes in the amount of \$2,700,000 knowing such claim to be false, fictitious or fraudulent.

in violation of Title 18 United States Code, Section(s) 287

Bernard Zimmerman
 Name of Issuing Officer

United States Magistrate Judge
 Title of Issuing Officer


 Signature of Issuing Officer

San Francisco, California
 Date and Location

Bail fixed at \$ No Bail

by Bernard Zimmerman, U.S. Magistrate Judge
 Name of Judicial Officer

RETURN

This warrant was received and executed with the arrest of the above-named defendant at _____

Date received	Name and Title of Arresting Officer	Signature of Arresting Officer
Date of Arrest		

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

RECORD OF PROCEEDINGS

Case No. 07-1980m Tape No. C/S 11/21/07 Date: 11/21/07
 Present: The Honorable ROSALYN M. CHAPMAN, U.S. Magistrate Judge
Kimberly Carter Dorothy McLaughlin N/A
 Deputy Clerk Assistant U.S. Attorney Interpreter

USA v. Rudolph Keenot King Attorney Present for Defendant: Anthony Englin
☒ Present ☒ Custody ☐ Bond ☐ Not present ☒ Present ☐ CJA ☐ Ret ☒ DFPD ☐ Not present

PROCEEDINGS: TEMPORARY / PERMANENT DETENTION HEARING

- ☒ Matter called for ☐ temporary / ☒ permanent detention hearing.
☐ Court finds probable cause to believe that the offense so charged has been committed and that the defendant has committed it.
☐ Witnesses CST (see separate list).
☐ Exhibits Marked/Admitted (see separate list).
☒ Court finds presumption under 18 USC 3142e _____ has not been rebutted and ORDERS DEFENDANT PERMANENTLY DETAINED. See separate detention order.
☐ Court finds presumption under 18 USC 3142e _____ has been rebutted and therefore, sets bail. See below for bail information.
☐ Court orders that defendant be detained for a period not to exceed ten (10) Court days. See separate order re temporary detention.
☐ Court further orders U.S. Attorney to notify _____ (Name of appropriate officials)
☐ Court orders further bail hearing to be set on _____ at _____ a.m. / ☐ p.m. in Courtroom _____ if _____ fails or declines to take custody of defendant. (Name of appropriate officials)
☐ Court does not find sufficient cause to temporarily detain defendant and sets bails. See below for bail information.
☐ Court orders case continued to _____ at _____ a.m. / ☐ p.m. for _____
☒ Other: Defendant executed waiver of rights.

* Court orders Defendant held to answer to Northern District of California.
* Warrant of Removal and final Court BAIL INFORMATION USM to both north transport A to
to issue. North Dist.

TYPE OF BOND

- ☐ Personal Recognizance (Signature only - no dollar amount)
☐ Unsecured Appearance Bond in amount of \$ _____
☐ Appearance Bond in amount of \$ _____
 ☐ with cash deposit (amount or %) _____
 ☐ with affidavit of surety (no justification) (Form CR-4)
 ☐ with justification affidavit of surety (Form CR-3)
 ☐ with deed of property _____
☐ Collateral Bond in amount of \$ _____
 (cash or negotiable securities)
☐ Corporate Surety Bond in amount of \$ _____
 (Corporate Surety Bond requires separate form)
☐ Release NOW and justify by _____
 OR appear before Magistrate Judge _____
 at _____ ☐ AM / ☐ PM on _____

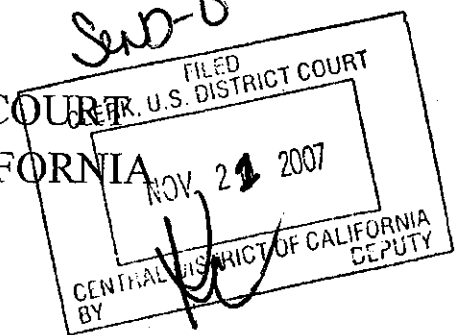
CONDITIONS OF RELEASE

- ☐ PSA Supervision ☐ Intensive
☐ Surrender passport
☐ Bail subject to Nebbia Hearing
☐ Travel restricted to: _____
☐ Avoid places of egress
☐ Alcohol/Drug testing: _____
☐ Not illegally use or possess drugs or be in the presence of anyone illegally using or possessing drugs.
☐ Release only to PSA
☐ Residence approved by PSA
☐ Not possess firearms or be in the presence of anyone using or possessing firearms
☐ Other: _____

- ☐ Bond Posted
☐ Release Ordered Forthwith; Issued Release No. _____

Distribution: Blue - AUSA Yellow - Defendant Pink - PSA

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA



UNITED STATES OF
AMERICA,

Plaintiff,

vs.

Rudolph Kenneth King,

Defendant.

Case No.

07-01980M

ORDER OF DETENTION

I

- A. ☐ On motion of the Government in a case allegedly involving:
1. ☐ a crime of violence.
 2. ☐ an offense with maximum sentence of life imprisonment or death.
-
3. ☐ a narcotics or controlled substance offense with maximum sentence of ten or more years.
 4. ☐ any felony - where defendant convicted of two or more prior offenses described above.
 5. ☐ any felony that is not otherwise a crime of violence that involves a minor victim, or possession or use of a firearm or destructive device or any other dangerous weapon, or a failure to register under 18 U.S.C. § 2250.

B. ☒ On motion by the Government/ ☐ on Court's own motion, in a case allegedly involving:

☒ On the further allegation by the Government of:

1. ☒ a serious risk that the defendant will flee.
2. ☐ a serious risk that the defendant will:
 - a. ☐ obstruct or attempt to obstruct justice.
 - b. ☐ threaten, injure or intimidate a prospective witness or juror, or attempt to do so.

C. The Government ☐ is/ ☐ is not entitled to a rebuttable presumption that no condition or combination of conditions will reasonably assure the defendant's appearance as required and the safety or any person or the community.

II

A. ☒ The Court finds that no condition or combination of conditions will reasonably assure:

1. ☒ the appearance of the defendant as required.

☐ and/or

2. ☐ the safety of any person or the community.

B. ☐ The Court finds that the defendant has not rebutted by sufficient evidence to the contrary the presumption provided by statute.

III

The Court has considered:

A. the nature and circumstances of the offense(s) charged, including whether the offense is a crime of violence, a Federal crime of terrorism, or involves a minor victim or a controlled substance, firearm, explosive, or

destructive device;

- B. the weight of evidence against the defendant;
- C. the history and characteristics of the defendant; and
- D. the nature and seriousness of the danger to any person or the community.

IV

The Court also has considered all the evidence adduced at the hearing and the arguments and/or statements of counsel, and the Pretrial Services Report/recommendation.

V

The Court bases the foregoing finding(s) on the following:

- A. ☒ As to flight risk:

*A from Bahamas; foreign passport
no ties to district*

- B. ☐ As to danger:

VI

- A. () The Court finds that a serious risk exists the defendant will:
1. () obstruct or attempt to obstruct justice.
 2. () attempt to/ () threaten, injure or intimidate a witness or juror.
- B. The Court bases the foregoing finding(s) on the following:

VI

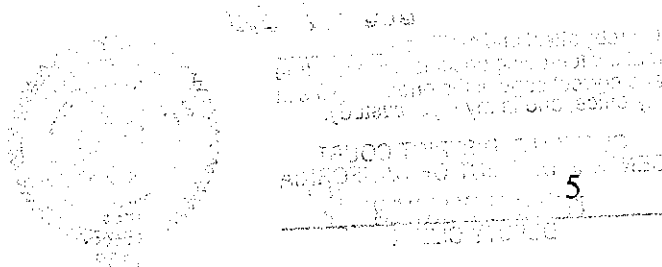
- A. IT IS THEREFORE ORDERED that the defendant be detained prior to trial.
- B. IT IS FURTHER ORDERED that the defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal.
- ~~C. IT IS FURTHER ORDERED that the defendant be afforded reasonable~~
opportunity for private consultation with counsel.

D. IT IS FURTHER ORDERED that, on order of a Court of the United States or on request of any attorney for the Government, the person in charge of the corrections facility in which defendant is confined deliver the defendant to a United States marshal for the purpose of an appearance in connection with a court proceeding.

DATED: 11/21/2007



UNITED STATES MAGISTRATE JUDGE



Case 2:07-mj-01980-DUTY Document 7 Filed 11/21/2007

Page 1 of 40
CLERK, U.S. DISTRICT COURTUNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

NOV 21 2007

UNITED STATES OF AMERICA,

PLAINTIFF

CASE NUMBER:

07-1980 M

Rudolph Kermit King

DEFENDANT.

WAIVER OF RIGHTS
(OUT OF DISTRICT CASES)

I understand that charges are pending in the Northern District of California
alleging violation of 18 USC § 287 and that I have been arrested in this district and
(Title and Section / Probation / Supervised Release)

taken before a United States Magistrate Judge, who has informed me of the charge(s) and my rights to:

- (1) have an identity hearing to determine whether I am the person named in the charges;
- (2) receive a copy of the charge(s) against me;

-Check one only-



EXCLUDING PROBATION OR SUPERVISED RELEASE CASES:

- (3) have a preliminary examination (unless an indictment has been returned or an information filed) to determine whether there is probable cause to believe an offense has been committed by me, the hearing to be held in this district or the district of prosecution; and
- (4) request transfer of the proceedings to this district under Rule 20, Fed.R.Crim.P., in order to plead guilty.



PROBATION OR SUPERVISED RELEASE CASES:

- (3) have a preliminary hearing (if the violation charged allegedly occurred in this district, and I am held in custody solely on that charge) under Rule 32.1(b), Fed.R.Crim.P., to determine whether there is probable cause to believe I have violated the terms of my probation/supervised release.

I HEREBY WAIVE (GIVE UP) MY RIGHT(S) TO:

- ☐ have an identity hearing
- ☐ receive a copy of the charges(s) against me
- ☐ have a preliminary examination
- ☐ have an identity hearing, and I have been informed that I have no right to a preliminary examination
- ☒ have an identity hearing, but I request that a preliminary examination be held in the prosecuting district

Defendant

Defense Counsel

United States Magistrate Judge

Date:

Nov. 21, 2007

Name & Address		FILED CLERK, U.S. DISTRICT COURT NOV 21 2007 CENTRAL DISTRICT OF CALIFORNIA BY <i>[Signature]</i> DEPUTY	
UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA			
United States of America PLAINTIFF(S) v. RUDOLPH KERMIT KING DEFENDANT(S).		CASE NUMBER 07-1980 m FINAL COMMITMENT AND WARRANT OF REMOVAL NORTHERN District of CALIFORNIA At SAN FRANCISCO (City)	

To: United States Marshal for the Central District of California

The above-named defendant is hereby remanded to your custody and you are hereby ORDERED to remove him/her forthwith, along with a certified copy of this Commitment, to the custodian of a place of confinement within the District of Origin, approved by the Attorney General of the United States, where the defendant shall be received and safely kept until discharged in due course of law.

This defendant was arrested in this District after:

- ☐ filing of a complaint before a U.S. Magistrate Judge
☐ an indictment by a Grand Jury
☒ a bench warrant issued by a U.S. District Judge/Magistrate Judge/Clerk from the District of Origin charging that on or about (BLANK), in the District of Origin, the defendant did: FALSE CLAIMS

in violation of Title(s) 18, U.S.C., Section(s) 287

The defendant has now:

- ☒ duly waived identity hearing before me on 11/21/07 but request that a preliminary exam be held in the charging district.
☐ duly waived preliminary examination before me on _____
☐ had a hearing before me on _____, and it appears that there is probable cause to believe that the offense so charged has been committed and that the defendant has committed it.
☐ had a hearing before me on _____, and it appears that the defendant is the person named as charged, and:
☐ Bail has been set at \$ _____ but has not been posted.
☐ No bail has been set.
☒ Permanent detention has been ordered.
☐ Temporary detention has been ordered.

Nov. 21, 2007
 Date _____ United States Magistrate Judge _____ Rosalyn M. Chapman

RETURN

Received this commitment and designated prisoner on _____, and on _____, committed him to _____ and left with the custodian at the same time a certified copy of the within temporary commitment.

United States Marshal, Central District of California

Date _____ Deputy _____